IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

WEDNESDAY THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND SIX
: PRESENT:
THE HON'BLE SRI JUSTICE: **K.C. BHANU**

CRIMINAL PETITION No. **5665 of 2006**

Between:
Bommikonda @ Mommukonda S/oSydhulu
.. Petitioner/(Accused in Cr. No. 107/2006 of Dachepalli P.S., Guntur District)

And
The State of A.P., rep by Public Prosecutor, High Court of A.P., Hyderabad
.. Respondent / Complainant

COUNSEL FOR PETITIONER : SriA. Jagannadha Rao
COUNSEL FOR RESPONDENT : The Public Prosecutor.

Petition under Sections 437 & 439 of Cr. P.C. praying the High Court may be pleased to enlarge the Petitioner on bail in connection with Cr. No. 107 of 2006 registered by the S.H.O. Dachepalli Police Station, Guntur District pending investigation, trail and enquiry.

The Court made the following :
ORDER :

"This Crl. Petition is filed to enlarge the petitioner on bail in connection with Crime No. 107 of 2006 registered by the S.H.O., Dachepalli Police Station, Guntur District, pending investigation.

It is alleged by the prosecution that the present petitioner-A2 caught hold of the hands of the de-facto complainant, whereas A-1 alleged to have committed rape on the de-facto complainant, the Police registered a case under Section 376, read with 34 IPC and Section 3 (2) (V) of SCs & S.Ts (POA) Act, 1999. The petitioner himself surrendered before the II Additional Munsif Magistrate, Gurazala on 21-11-06 and since then he is in judicial custody. The bail application of the petitioner was dismissed on the ground that investigation has not been completed.

It is seen from the material part of investigation that the petitioner has not committed any rape, except catching hold of the hands of the de-facto complainant.

In view of the above, the petitioner shall be released on bail on his executing a bond for a sum of Rs. 5,000/- (Rupees five thousand only) with two sureties for a like sum each, to the satisfaction of the II Additional Munsif Magistrate, Gurazala, Guntur District."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The II Additional Munsif Magistrate, Gurazala, Guntur District
2. The Special Sessions Judge, Guntur
3. The Superintendent, Sub-Jail, Gurazala, Guntur District
4. The Station House office Dachepalli Police Station, Guntur District
5. Two CC's to Public Prosecutor, High Court of A.P., Hyderabad (OUT)
6. One CC to Sri A. Jagannadha Rao, Advocate (OPUC)
7. One spare copy.

Skm

HIGH COURT

KCB,J

DATED : 20-12-2006

ORDER

Crl. P. No. 5665 of 2006

DIRECTION

HIGH COURT

SKM
DRAFTED ON : 22-12-2006

KCB,J

DATED: 20-12-2006

ORDER

Crl. P. No. 5665 OF 2006

DIRECTION